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In re Application of:

Benjamin H. Diaz et al.

Serial No. 09/821,371

Filed: March 29, 2001

For: PERSONALIZED HAND HELD  
CALORIE COMPUTER

:  
: DECISION ON REQUEST  
: FOR RETURN OF  
: SURRENDERED ORIGINAL  
: PATENT UNDER 37 CFR 1.178  
:

Applicant's request filed December 15, 2009, under 37 CFR 1.178 for the return of the original Patent No. 5,890,128, surrendered in the abandoned Reissue application no. 09/821,371 is hereby **GRANTED**.

Telephone inquiries relative to this decision should be directed to Special Programs Examiner Steven Meyers at (571) 272-6611.

The original patent is attached to this decision.

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SM/SM: 6/12/10

Attachment : Original Letters Patent Number 5,890,128